

## GOVERNMENT OF ANDHRA PRADESH

### ABSTRACT

Public Services–Treasures and Accounts Department–Departmental Proceedings initiated against Sri T.Suryaprakash Rao, ATO (Retd) O/o District Treasury, Kurnool under Rule 9 of A.P.Revised Pension Rules 1980 -Further action dropped– Orders Issued.

### FINANCE (ADMN.I.VIG) DEPARTMENT

**G.O.Rt.No. 2318**

**Dated: 30- 4 -2009**

**Read the following:**

1. Lr.Dis.No.1402/2004/B2/75/2007 dated 3/4/-1-2007 of the Institution of Andhra Pradesh Lokayukta and Upa-Lokayukta, Hyderabad.
2. G.O.Ms.No.60 Finance (Admn.I.Vig.) Deptt. Dt.21-3-2007.
3. G.O.Rt.No.1049, Finance (Admn.I.Vig.) Deptt. Dt.21-03-2007
4. Explanation of Sri T.Suryaprakash Rao, ATO (Retd)O/o District Treasury, Kurnool dated 8-7-2007.
5. G.O.Rt.No.3064 Finance (Admn.I) Department dated 8/8/2007.
6. DTA Lr.No. KII (5)/9220/2004 dated 24-9-2008 along with the Inquiry Report of Sri K.Jagan Mohan Goud, Joint Director and Enquiry Officer O/o Director General & Spl.CS. Dr.MCRHRD Institute, A.P., Hyderabad.
7. Memo .No.543/5/A1/Admn.1.Vig/2007 dated 21-10-2008.
8. DTA Lr.No.K11 (5)/9220/2004 dated.16-2-2009 along with the explanation of Sri T.Surya Prakasa Rao, ATO (Retd).

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### ORDER:

In the reference 1<sup>st</sup> read above, the Registrar, Institution of Hon'ble Lokayukata and Upa-Lokayukta, Hyderabad, has informed that the Hon'ble Upa-Lokayukta is pleased to pass orders on 8-12-2006 in Complaint No.1402/2004/B2 directing the Institution to forward copies of order on 8-12-2006 and report of the Investigating Officer together with the material evidence for taking departmental enquiry against Public Servant-2, Sri T.Suryaprakash Rao, ATO (Retd) O/o District Treasury, Kurnool on the allegation of admitting and passing of (6) time barred T.A. Bills of the Staff of O/o the Asst. Controller, Legal Metrology, Kurnool for the Journeys performed by them during the period from 3/97 to 12/99 and taking action basing the result of such enquiry.

2. Accordingly, Departmental Proceedings were initiated against Sri T.Suryaprakash Rao, ATO (Retd.) O/o District Treasury, Kurnool under Rule 9 of AP. Revised Pension Rules vide G.Os. 2<sup>nd</sup> and 3<sup>rd</sup> read above. The following Charge was framed against him.

### Article of Charge-I:

*That the said Sri T.Suryaprakash Rao, Asst. Treasury Officer (Retd.) while working as Asst. Treasury Officer in the Office of the District Treasury, Kurnool on FAC from 5-3-2004 to 31-3-2004 and thereafter as regular ATO from 01-04-2004 to 31-3-2005 and retired on 31-3-2005 was found responsible for admitting and passing of (6) time barred T.A. bills of the staff of O/o the Asst. Controller, Legal Metrology, Kurnool for the journeys performed by them during the period from 3/97 to 12/99 in violation of note (3) under Article 54 of A.P. Financial Code, Volume-I i.e. no T.A. Claims which are not preferred within 3 years to the performance of the journey should be admitted into the Treasury. Thus, he behaved in a manner un-becoming of a Government Servant and violated Rule 3 of A.P. Civil Services (Conduct) Rules, 1964.*

3. The Charged Officer, Sri T.Suryaprakash Rao, ATO (Retd) O/o District Treasury, Kurnool in his written statement of defence has stated that while he was working as ATO, ST, Kurnool, the DTA directed him to work as ATO. F.A.C., O/o. District Treasury Kurnool from 5-3-2004 to 31-3-2004 as the regular ATO, O/o. the District Treasury, Kurnool has proceeded on leave. During that period the Deputy Director O/o. the DTO Kurnool was looking after the Central Checking Division w.e.f. 12-11-2003 for 100% check of all paid vouchers passed by the ATOs/STOs in the District. Therefore, he was the only ATO for passing of all the claims of District in addition to the work of STO (Hqrs), Kurnool. It became Herculean task for him to attend the daily work especially during March month for the closure of the financial year. Usually the Treasury shall admit the bills for payment based on the relevant certificates furnished by the drawing and controlling officers concerned. The initial responsibility lie with the drawing officer

while presenting the bills into the Treasury and the Treasury Officer completely depends upon the certificates furnished by the DDO. The bills passed by him based on the presentation of old bill forms within the 3 years, which were enclosed to new bill forms duly appending the revalidation and other relevant certificates.

4. Sri K. Jagan Mohan Goud, Joint Director of Treasuries and Accounts Department and Sri M.A. Sattar, Deputy Director, District Treasury Kadapa were appointed as Enquiry Officer and Presenting officer respectively vide reference 5<sup>th</sup> read above as the explanation submitted by the Charged Officer in the reference 4<sup>th</sup> read above was not satisfactory.

5. In the reference 6<sup>th</sup> read above, the DTA has forwarded the inquiry report of Sri K. Jagan Mohan Goud, Joint Director of Treasuries and Accounts Department wherein the Inquiry officer found the charge as proved. A copy of the Enquiry Officer's report was furnished to the Charged Officer Sri T. Suryaprakash Rao, ATO (Retd) with a direction to submit his explanation on the findings of Enquiry Officer vide reference 7<sup>th</sup> read above.

6. In the reference 8<sup>th</sup> read above, the DTA has furnished the explanation of the Charged Officer, Sri T. Suryaprakash Rao, ATO (Retd). The Charged Officer in his explanation stated that it is not a case misappropriation or payment of undeserved claims. It is case wherein the employee's claims could not be settled for want of budget provision and ultimately settled when the budget is allowances. There is no financial loss caused to Government. The said T.A. bills were admitted on 31<sup>st</sup> March, 2004 i.e. last working day of the financial year. On that day the ATO may have to approve more than thousand bills and humanly not possible to verify the complete details of the claim and satisfy about its admissibility and other conditions. The entire work load of passing bills of District Treasury was fallen on him during that time. Therefore, he has requested to drop further action keeping in view of his retirement from service.

7. Government, after careful examination of the explanation of the Charged Officer with reference to the relevant material and circumstances, observed that that the charged Officer has admitted 6 time barred T.A. bills of Rs.7,680/- and in normal course of time the T.A. bills have to be presented by the D.D.O within 3 years. Otherwise, the Controlling Officer/DDO has to obtain sanction orders from the Government to present the bills to the Treasury for payment. The D.D.O. might be submitted the said bills during the fag end of financial year to get pass the bills by diverting the attention and scrutiny by the Treasury. Moreover, it is a neither misappropriation nor fraudulent drawl.

8. Government, therefore, by taking a lenient view, hereby drop further action against the Charged Officer, Sri T. Suryaprakash Rao, ATO (Retd). O/o the D.T., Kurnool as he has already retired from the service.

9. The Director of Treasuries and Accounts, Hyderabad shall take necessary further action in the matter accordingly.

10. The G.O is available on internet and can be accessed at the address <http://www.goir.ap.gov.in>.

**(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)**

**Dr.SAMEER SHARMA**  
**SECRETARY TO GOVERNMENT (FP)**

To

The individual through the Director of Treasuries and Accounts, A.P., Hyderabad.

The Director of Treasuries and Accounts, A.P., Hyderabad.

Copy to the Registrar, Institution of Andhra Pradesh Lokayukta and Upa-Lokayukta, Hyderabad.

**// FORWARDED BY ORDER//**

**SECTION OFFICER**